



Attorney's Docket No. 60CIP11

COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION OR CIP)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one)

- ☐ original
- ☐ design
- (check one, if applicable)
- ☐ national stage of PCT
- ☐ supplemental
- ☐ divisional
- ☐ continuation
- ☒ continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Polypeptides and Antibodies Derived From Chronic Lymphocytic
Leukemia Cells and Uses Thereof**

SPECIFICATION IDENTIFICATION

the specification of which: (complete (a), (b) or (c))

- (a) ☐ is attached hereto.
- (b) ☒ U.S. patent application Serial No. 10/736,188 filed December 15, 2003, which is a continuation-in-part of U.S. Application Serial No. 10/379,151, filed March 4, 2003, which in turn is a continuation in part of PCT/US01/47931 filed on December 10, 2001, which is an international application that claims priority to U.S. Provisional Application No. 60/254,113 filed December 8, 2000.
- (c) ☐ was described and claimed in PCT International Application No. _____ filed on _____.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

FOREIGN PRIORITY CLAIM

☐ I hereby claim foreign priority benefits under Title 35, U.S.C. §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) ☒ no such applications have been filed.

(e) ☐ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

COUNTRY	APPLICATION NO.	DATE OF FILING (month, day, year)	PRIORITY CLAIMED UNDER 35 USC 119
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☐ YES ☐ NO

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 U.S.C. §120

☒ I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) or PCT international application(s) designating the United States of America that are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §120, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Prior U.S. Application(s) or PCT International Application(s)
Designating the U.S. For Benefit Under 35 U.S.C. §120.

U.S. APPLICATIONS

Serial No.	Filing Date	Status (Issued, pending or abandoned)
10/379,151	March 4, 2003	pending
60/254,113	December 8, 2000	abandoned

PCT APPLICATIONS DESIGNATING THE U.S.

PCT Application No.	PCT filing date	U.S. Serial	Status (patented,
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PCT/US01/47931

December 10, 2001

Nos. assigned
if any)pending,
abandoned)

abandoned

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

MARK FARBER, Reg. No. 34,159 of Six Landmark Square, Suite 400 Stamford, Connecticut 06901, **DAVID M. CARTER**, Reg. No. 30,949; **PETER DELUCA**, Reg. No. 32,978; **JEFFREY S. STEEN**, Reg. No. 32,063; **JOSEPH W. SCHMIDT**, Reg. No. 36,920; **RAYMOND E. FARRELL**, Reg. No. 34,816; **RUSSELL R. KASSNER**, Reg. No. 36,183; **CHRISTOPHER G. TRAINOR**, Reg. No. 39,517; **GEORGE LIKOUREZOS**, Reg. No. 40,067; **EDWARD C. MEAGHER**, Reg. No. 41,189; **FRANCESCO SARDONE**, Reg. No. 47,918; each of them of **CARTER, DELUCA, FARRELL & SCHMIDT LLP**, 445 Broad Hollow Road, Suite 225, Melville, New York 11747.

Send Correspondence to

Direct Telephone Calls To:
(Name and telephone number)


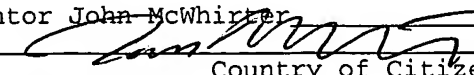
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C/O
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DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Full name of first inventor Katherine S. BowdishInventor's signature Date 6/1/04Country of Citizenship USAResidence Del Mar, CA 92014Post Office 13754 Boquita DriveFull name of second inventor John McWhirterInventor's signature Date 6/1/04Country of Citizenship USAResidence San Diego, CA 92126Post Office 9499 Questa Pointe



Docket No.: 60CIP11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bowdish et al.

Serial No.: 10/736,188

Examiner: Unassigned

Filed: Decembet 15, 2003

Group: Unassigned

For: POLYPEPTIDES AND ANTIBODIES DERIVED FROM CHRONIC
LYMPHOCYTIC LEUKEMIA CELLS AND USES THEREOF

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTIFICATION OF CHANGE IN LARGE ENTITY STATUS
UNDER 37 C.F.R. 1.28(b)

Sir:

In accordance with 37 C.F.R. 1.28(b), Applicants hereby change the status of the present application to small entity status.

The Commissioner is hereby authorized to charge any fees associated with this petition to Deposit Account No.01-8483. **TWO DUPLICATE COPIES OF THIS SHEET ARE ENCLOSED.**

Respectfully Submitted,

Date:

June 4, 2004

Mark Farber

Mark Farber

Reg. No. 34,159

Attorney for Applicants

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